

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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CLAUDE RAYMOND, A 964 316 34,

Petitioner,

-v-

BUREAU OF IMMIGRATION AND CUSTOMS ENFORCEMENT,

Respondent.

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PS-O  
DECISION AND ORDER  
06-CV-0498Sr

Petitioner, Claude Raymond, filed a petition for habeas corpus relief, pursuant to 28 U.S.C. § 2241, challenging his continued administrative custody/detention pending removal because respondent had been unable to timely effect his removal to Haiti. (Docket No. 1). Respondent has filed a motion to dismiss the petition as moot on the ground that petitioner's removal to Haiti was effected on or about August 14, 2006. (Docket No. 4; Docket No. 5, Declaration of Donald Vaccaro, Jr. dated September 29, 2006, ¶ 4, and Exhibit A).

Accordingly, in light of the fact that petitioner's removal has been effected and that the relief requested in the petition has been granted, *i.e.*, release from administrative detention pending removal, the respondent's motion to dismiss the petition is granted and the petition is dismissed.

SO ORDERED.

Dated: Nov. 15, 2006  
Rochester, New York

*Charles J. Siragusa*

CHARLES J. SIRAGUSA  
United States District Judge